

08-22-01

CPA/3653/18

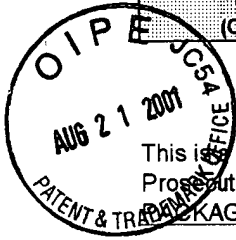
## CONTINUED PROSECUTION APPLICATION (CPA)

Attorney Docket No.

## Request Transmittal Under Small Entity Status

474.003-DIV1

(Only for Continuation or Divisional Applications Under 37 CFR § 1.53(d))



## TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a request for a ( ) continuation ( x ) divisional application under 37 CFR § 1.53(d) (Continued Prosecution Application (CPA)), of prior application No. 09/383,908 filed on August 26, 1999, and entitled PACKAGING SPOOL AND PROCESS FOR PRODUCING SAME.

Name of Applicant(s): LARRY RIDGEWAY, JAMES M. LEE.

- (X) The issue fee in the prior application has not been paid.  
 ( ) The prior application is abandoned under 37 CFR § 1.53(d)(2) as of the filing date of this continued prosecution application.  
 (X) Please use the file jacket and all the contents of the prior application, including the specification, drawings, and entered amendments, to constitute the new application.

Foreign Priority - 35 USC § 119

- ( ) Foreign priority under 35 U.S.C. § 119 has been claimed in prior application No. \_\_\_\_\_ / filed on \_\_\_\_\_, in (country) \_\_\_\_\_  
 ( ) The certified copy has been filed in prior application No. \_\_\_\_\_ / filed on \_\_\_\_\_  
 ( ) A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Other Amendments

- (X) Before calculating the filing fee, amend the prior application as follows:  
 (X) Cancel the following claims: 1-21  
 (X) Enter the enclosed preliminary amendment.  
 ( ) Enter the unentered amendment(s) previously filed on \_\_\_\_\_ under 37 CFR § 1.116 in the prior nonprovisional application. A copy of the amendment(s) is (are) enclosed.

Inventorship Statement

- ( ) Delete the following named inventors in the prior application as inventors in this application in accordance with 37 CFR § 1.53(d)(4) as a result of a change in the claimed subject matter: \_\_\_\_\_

Assignment

08/23/2001 GTEFFERA 00000095 09383908

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355.00 DP

- ( ) The prior application is assigned to \_\_\_\_\_

Enclosures

- (X) Specification; 10 Total Pages. (X) Drawing(s); 1 Total Sheets.

## (x) Oath or Declaration:

- ( ) A newly executed combined oath or declaration and power of attorney (37 CFR § 1.63(d)(4)).  
 (x) A copy from a prior application for continuation/divisional (37 CFR § 1.63(d)(1)).  
 (x) Incorporation by reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.  
 ( ) Power of Attorney was changed during prosecution of prior application to \_\_\_\_\_  
 ( ) Correspondence address was changed during prosecution of prior application to that shown below.

- ( ) Priority Documents (if foreign priority is claimed).

- ( ) Associate Power of Attorney.

- (x) Verified statement(s) to establish status as a small entity:

- ( ) Is enclosed. ( ) Small entity status is no longer claimed.

- (x) A statement was filed in the prior application, and small entity status is still proper and desired.

- (X) Return Receipt Postcard. (X) Preliminary Amendment(s). ( ) Unentered Amendment(s).

Match &amp; Return

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(X) A check in the amount of \$355.00 for the Filing Fee.

( ) Other: \_\_\_\_\_

### Filing Fee Calculation

| CLAIMS AS FILED                              |           |           |         |           |
|--|-----------|-----------|---------|-----------|
| FOR  | NO. FILED | NO. EXTRA | RATE    | FEE       |
| Total Claims                                 | 20        | 0         | \$9.00  | \$ 0.00   |
| Independent Claims                           | 1         | 0         | \$40.00 | \$ 0.00   |
| Multiple Dependent Claim Fee (if applicable) |           |           |         | \$ 0.00   |
| Assignment Recording Fee (if applicable)     |           |           |         | \$ 0.00   |
| Basic Filing Fee                             |           |           |         | \$ 355.00 |
| Total Filing Fee                             |           |           |         | \$ 355.00 |

Please charge \$\_\_\_\_\_ to Deposit Account No. \_\_\_\_\_ pursuant to 37 CFR § 1.25. At any time during the pendency of this application, the Commissioner is hereby authorized to charge any fees required or credit any overpayment to this Deposit Account. A duplicate copy of this sheet is enclosed for fee processing against this Deposit Account.

Respectfully submitted,

By: \_\_\_\_\_

B. Craig Killough  
Attorney of Record  
Reg. No. 30,398

Date: 8/8/01

Correspondence Address:

BARNWELL WHALEY PATTERSON & HELMS, LLC  
134 Meeting Street, Suite 300  
Charleston, SC 29401  
Phone: (843) 577-7700  
Fax: (843) 577-7708

I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to:

Assistant Commissioner for Patents  
Box CPA  
Washington, D.C. 20231

By: \_\_\_\_\_

Typed Name: Christine Santelli

Express Mail Label No.: EL132640127US

Date of Deposit: 8/8/01

Serial Number:  
Art Unit: 3653

**CERTIFICATE OF MAILING**

I hereby certify that this Preliminary Amendment is being filed via Express Mail EL132640127US in an envelope addressed to: Assistant Commissioner of Patents, Box CPA, Washington, D.C. 20231, on this 21 day of August, 2001.

  
\_\_\_\_\_  
Christine Santelli, Paralegal  
to B. CRAIG KILLOUGH  
Attorney for Applicant  
134 Meeting Street  
Charleston, SC 29401  
(843) 577-7700